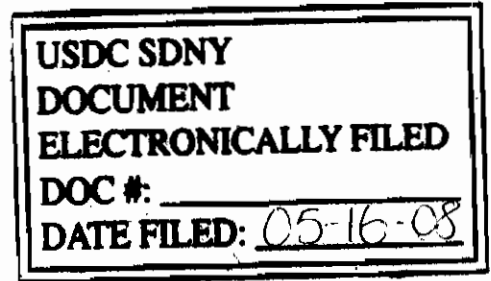# ORIGINAL

Keith W. Heard (KH-8578)
Michael J. Walsh (MW-6578)
Burke & Parsons
100 Park Avenue
New York NY 10017-5533
(212) 354-3800

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**ISLAMIC REPUBLIC OF IRAN
SHIPPING LINES,**

Plaintiff,

-against-

**GHAFFAR CORPORATION and
ACTIVE MARKETING,**

Defendant.

**AMENDED *EX PARTE*
ORDER FOR PROCESS OF
MARITIME ATTACHMENT**

07 CV 8782 (CSH)

WHEREAS, Plaintiff Islamic Republic of Iran Shipping Lines filed an Amended Verified Complaint herein for damages amounting to $626,969.50 inclusive of interest, costs and reasonable attorneys' fees, and praying for issuance of Amended Process of Maritime Attachment and Garnishment pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure; and

WHEREAS, the Amended Process of Maritime Attachment and Garnishment would command that the United States Marshal or other designated process server attach any and all of the Defendants' property within the District of this Court; and

WHEREAS, the Court has reviewed the Amended Verified Complaint and the Supporting Affidavit, and the conditions of Supplemental Admiralty Rule B appearing to exist, it is hereby

ORDERED, that Amended Process of Maritime Attachment and Garnishment shall issue against all tangible or intangible property belonging to, claimed by or being held for the Defendants or either of them by any garnishees within this District, including but not limited to ABN Amro; American Express Bank; Bank of America NA; Bank of New York Mellon; Citibank; Deutsche Bank AG; Fleet National Bank, Habib American Bank, Habib Bank Ltd., HSBC Bank USA NA; JP Morgan Chase Bank; Mashreq Bank, National Bank of Pakistan, Standard Chartered Bank; UBS AG, Wachovia Bank and/or Wells Fargo Bank NA or others, including but not limited to, electronic transfers originated by, payable to, or otherwise for the benefit of either of the Defendants whether to or from or moving through the garnishee banks or any other electronic fund transfers, in an amount of up to $626,969.50 pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure; and it is further

ORDERED, that any person claiming an interest in the property attached or garnished pursuant to said Order shall, upon application to the Court, be entitled to a prompt hearing at which Plaintiff shall be required to show why the attachment and garnishment should not be vacated or other relief granted; and it is further

ORDERED, that supplemental process specifying other or additional garnishees enforcing the Court's Order may be issued by the Clerk upon application without further Order of the Court; and it is further

ORDERED, that following initial service by the United States Marshal or other designated process server upon each garnishee, supplemental service of the Amended Process of Maritime Attachment and Garnishment, as well as this Order, may be made by way of facsimile transmission or other verifiable electronic means, including email, to each garnishee so personally served and such facsimile or other electronic transmission shall be deemed to be made within the district if it has been sent from within the district; and it is further
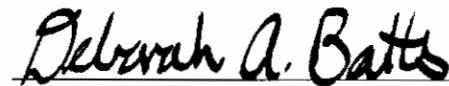
ORDERED, that service on any garnishee as described above is deemed to be effective and continuous service throughout the day from the time of such service through the opening of the garnishee's business the next day or next business day; and it is further

AMENDED *EX PARTE* ORDER FOR PROCESS   Page 2 of 3
OF MARITIME ATTACHMENT

ORDERED, that pursuant to Federal Rules of Civil Procedure 5(b)(2)(D), each garnishee may consent, in writing, to accept service by any other means; and it is further

ORDERED, that a copy of this Order be attached to and served with the said Amended Process of Maritime Attachment and Garnishment.

Dated: New York NY
          May 16, 2008

<div align="center">

SO ORDERED:

Deborah A. Batts
U.S.D.J.

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